



Chapel Hill, Tennessee 37034

May 20, 2011

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

RE: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by United Telephone Co., Inc. (Study Area 290581)

Dear Ms. Dortch:

Pursuant to the Commission's *Wireline Broadband Order*, United Telephone Co., Inc. hereby provides notice of its intent to discontinue offering wireline broadband Internet access service on a tariff basis under NECA tariff number 5. Effective July 1, 2011, United Telephone Co., Inc. plans to offer wireline broadband Internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in black ink that reads 'Terry Wales'.

Terry Wales
General Manager
United Telephone Co., Inc.
931-364-4355
twales@ardmore.net

Ms. Marlene Dortch, Secretary
Federal Communications Commission
May 20, 2011
Page 2

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service
Effective July 1, 2011

UNITED TELEPHONE CO., INC.
STUDY AREA 290581
120 Taylor Street
Chapel Hill, Tennessee 37034
twales@ardmore.net

CC Docket No. 02-33

May 20, 2011

United Telephone Co., Inc. (UTC) hereby provides notice that it intends to cease offering wireline broadband Internet access service on a tariff basis under NECA tariff number 5. Effective July 1, 2011, UTC will begin offering wireline broadband Internet access service on a Title II, common carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission's Wireline Broadband Order.¹ The geographic areas affected are those UTC exchanges where DSL is technically feasible.

Today, this service is provided to the United Telephone Co., Inc., ISP. The ISP purchases wireline broadband access service for use as a component in their broadband Internet service sold to residential and business consumers. End user service provided will not be affected by discontinuance of the tariffed offering by UTC. As stated in the attached consumer notice, UTC will continue to offer services to existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Broadband Commercial Agreements will be made available in a nondiscriminatory manner to any provider desiring to purchase wireline broadband access service for use as a component in its broadband Internet service sold to consumers.

Effective July 1, 2011, UTC will make its wireline broadband Internet access service on a permissive detariffed, common carriage basis through posting of rates, terms and conditions available in printed copy during normal business hours at UTC's business office located at 120 Taylor Street, Chapel Hill, 37034.

¹ See *Appropriate Framework for Broadband Access to the Internet Over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20FCC Red 14853 (2005), FCC 05-150 (Rel. September 23, 2005). (Wireline Broadband Order)

CERTIFICATE OF SERVICE

I, Terry Wales, GM, do certify that I have, on this 20th day of May, 2011:

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Governor Bill Haslam
Office of the Governor
1st Floor, State Capitol
Nashville, TN 37243

Secretary of Defense
Attn: Special Assistant for Telecommunications
PENTAGON
Washington, DC 20301

Tennessee Regulatory Authority
Attn: Utility Division
460 James Robertson Parkway
Nashville, TN 37243

2. Served via Electronic filing copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

UTC Video Concepts, LLC
120 Taylor Street
Chapel Hill, Tennessee 37034



Chapel Hill, Tennessee 37034

May 20, 2011

VIA: ELECTRONIC FILING

UTC Video Concepts, LLC
120 Taylor Street
Chapel Hill, Tennessee 37034

RE: Service Notification

Dear Valued Customer:

Our records indicate that UTC Video Concepts, LLC is currently purchasing wholesale broadband transport services from United Telephone Co., Inc. ("UTC") under NECA tariff No. 5 (Tariff). This letter is to advise you that UTC's study area 290581 will discontinue provisioning service on July 1, 2011, pursuant to the Tariff. Services will be made available to you on a common carrier, non-tariffed basis. The existing rates, terms and conditions will not change until the end of your term or until replaced by a Broadband Commercial Agreement.

The rates, terms and conditions for the Broadband Commercial Agreement will be available in printed copy during normal business hours at UTC's business office located at 120 Taylor Street, Chapel Hill, TN 37034.

The Actions described above are taken in accordance with the FCC's Report and Order (FCC 05-150) released September 23, 2005 in Docket No. 02-33. In this order the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

No action is necessary on your part. However, if you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that appears to read 'Terry M. Wales'.

Terry Wales
General Manager



Chapel Hill, Tennessee 37034

May 20, 2011

VIA CERTIFIED LETTER

Governor Bill Haslam
Office of the Governor
1st Floor, State Capitol
Nashville, TN 37243

RE: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by United Telephone Co., Inc. (Study Area 290581)

Dear Governor Haslam:

Pursuant to the Commission's *Wireline Broadband Order*, United Telephone Co., Inc. hereby provides notice of its intent to discontinue offering wireline broadband Internet access service on a tariffed basis. Effective July 1, 2011, United Telephone Co., Inc. plans to offer wireline broadband Internet access service on a permissive detariffed, common carriage basis.

Please direct any questions to the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read 'Terry M. Wales', is written over the printed name.

Terry Wales
General Manager
United Telephone Co., Inc.
931-364-4355
twales@ardmore.net

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Effective July 1, 2011

UNITED TELEPHONE CO., INC.
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VIA CERTIFIED LETTER

Tennessee Regulatory Authority
Attn: Utility Division
460 James Robertson Parkway
Nashville, TN 37243

RE: CC Docket 02-33 – Notice of Permissive Detariffing of Wireline Broadband Internet Access Service by United Telephone Co., Inc. (Study Area 290581)

Dear Sir:

Pursuant to the Commission's *Wireline Broadband Order*, United Telephone Co., Inc. hereby provides notice of its intent to discontinue offering wireline broadband Internet access service on a tariffed basis. Effective July 1, 2011, United Telephone Co., Inc. plans to offer wireline broadband Internet access service on a permissive detariffed, common carriage basis.

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VIA 1st Class Mail

Secretary of Defense
Attn: Special Assistant for Telecommunications
PENTAGON
Washington, DC 20301

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